

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Applicant(s): Kopmeiners et al.
Case: 8-3-4
Serial No.: 10/562,620
Filing Date: May 26, 2006
Group: 2416
Examiner: Candal Elpenord

Title: Methods and Apparatus for Backwards Compatible Communication in a Multiple Antenna Communication System Using Time Orthogonal Symbols

VOLUNTARY AMENDMENT

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the outstanding Advisory Action, dated April 30, 2009, please amend the above-identified patent application as follows. Applicants note that the final Office Action for the above-identified patent application was mailed on December 10, 2009 and an Amendment After Final Rejection was submitted on March 10, 2009. An Advisory Action was mailed on March 27, 2009 indicating that the amendment submitted on March 10, 2009 would not be entered. Applicants contacted the Examiner regarding the refusal to enter the amendment and argued that the amendment should be entered since it simply put a dependent claim in independent form. The Examiner agreed to review the matter. The Examiner reviewed the amendment and agreed that the amendment should have been entered. The Examiner requested that the Applicants resubmit the Amendment After Final Rejection which was done on April 10, 2009. A new Advisory Action was then mailed on April 30, 2009 (34 days after the first Advisory Action) indicating that the amendment would be entered. Applicants therefore petition that the extension fee should be adjusted to compensate for this 34 day period and that therefore only a two-month extension fee is required.